IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

APPEAL FROM ORDER NO.986 OF 2004
IN
NOTICE OF MOTION NO.4637 OF 2004
IN
B.C.C.C.L.C.SUIT NO.5370 OF 2004

Abdullah Gulam)..Appellant

Versus

Municipal Corporation of Greater Bombay)..Respondents

Mr.G.C.Singh for the Appellant.

Mr.J.Xavier for the Respondents.

CORAM: SMT.NISHITA MHATRE, J.

DATED: 6TH DECEMBER 2004

P.C.:

. The suit premises are censused according to the Appellant as Census Nos.KWX-96-1/6, KWX-96-2/6 and KWX-96-3/6. Mr.Xavier for the Respondents states that necessary enquiry will be made by the Corporation to ascertain whether the suit premises are in fact censused. In the event they are censused, the Corporation will follow due process of law by issuing the appropriate notice in taking further steps in the matter. However, Mr.Xavier states that in the event it is found that these premises are not censused, the Corporation will be at liberty to demolish the suit premises without further

notice. Statements accepted. The Appellant to furnish photographs of the suit premises to the Respondents within a week from today.

2. In view of the above, Appeal From Order disposed of accordingly.

3. Since the Appeal From Order has been disposed of, nothing survives in Civil Application No.1363 of 2004 and the same is disposed of accordingly.